

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/748,010 Confirmation No.: 7654
Applicant : Randolph J. NOELLE, *et al.*
Filed : December 30, 2003
Title : **IMMUNOSTIMULATORY COMBINATIONS**
TC/Art Unit : 1646
Examiner: : Claire M. Kaufman
Docket No. : 67898.706001
Customer No. : **21967**

**PETITION TO WITHDRAW PETITION FOR EXTENSION OF TIME AND
NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop: Petitions

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith a Petition to Withdraw Petition for Extension of Time and Notice of Appeal From The Examiner To The Board Of Patent Appeals And Interferences, filed with the U.S. Patent and Trademark Office ("Patent Office") on April 4, 2008 (copy attached). This document is being submitted because Applicants received the Notice of Allowance Fee(s) Due ("Notice"), mailed February 1, 2008 from the Patent Office and wish to respond to Notice and pay the Issue Fee.

If the Patent Office has any question concerning this Petition they are respectfully requested to contact the undersigned.

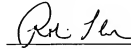
The Commissioner is authorize to charge Deposit Account No. 50-0206 in the amount of \$200.00 for the Petition fee. In the event of any variance between the amount

enclosed and the fees determined by the Patent Office, please charge or credit any such variance to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

Date: **April 11, 2008**

By:



Robin L. Teskin
Reg. No. 35,030

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Title : **IMMUNOSTIMULATORY COMBINATIONS**
TC/Art Unit : 1646
Examiner: : Claire M. Kaufman
Docket No. : 67898.706001
Customer No. : 21967

**PETITION FOR EXTENSION OF TIME AND
NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants respectfully petition for a Three-Month Extension of Time under 37 C.F.R. § 1.136(a) for responding to the Office Action mailed on October 4, 2007, thereby extending the time for the response until April 4, 2008 in the above-captioned application. Applicants submit herewith the fee for the three-month extension of time (small entity).

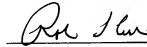
Applicants hereby **appeal** to the Board of Patent Appeals and Interferences from the last decision of the Examiner rejecting claims 58-61, 64, 65, 67-76, 79, 80, 82-88, 91-97, 99-105 and 107 in the above-captioned application.

The Commissioner is authorize to charge Deposit Account No. 50-0206 in the amount of \$780.00 for the Notice of Appeal fee and a three-month extension of time fee. In the event of any variance between the amount enclosed and the fees determined by the U.S. Patent and Trademark Office, please charge or credit any such variance to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

Dated: April 4, 2008

By:



Robin L. Teskin
Registration No. 35,030

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Acknowledgement Receipt

The USPTO has received your submission at **15:06:35** Eastern Time on **04-APR-2008** by Deposit Account: 500206.

\$ **780** fee paid by e-File via **RAM** with Confirmation Number: 382.

eFiled Application Information

EFS ID	3105962
Application Number	10748010
Confirmation Number	7654
Title	IMMUNOSTIMULATORY COMBINATIONS
First Named Inventor	Randolph J. Noelle
Customer Number or Correspondence Address	32692
Filed By	Robin Lyn Teskin./Stacey Buckner
Attorney Docket Number	58281US004
Filing Date	30-DEC-2003
Receipt Date	04-APR-2008
Application Type	Utility under 35 USC 111 (a)

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Application Details

Submitted Files	Page Count	Document Description	File Size	Warnings
PetforEOTNoticeofAppeal67898706001.pdf	2	Notice of Appeal Filed	47434 bytes	◆ PASS
fee-info.pdf	2	Fee Worksheet (PTO-06)	8306 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the

International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

If you need help:

- *Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent e-Filing.*
- *Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).*
- *If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.*